

IC 12-16-4.5

Chapter 4.5. Hospital Care for the Indigent; Application for Assistance

IC 12-16-4.5-1

Filing application for assistance; cooperation of county office with division

Sec. 1. (a) To receive assistance under the hospital care for the indigent program under this article, a hospital, a physician, a transportation provider, the person, or the person's representative must file an application regarding the person with the division.

(b) Upon receipt of an application under subsection (a), the division shall determine whether the person is a resident of Indiana and, if so, the person's county of residence. If the person is a resident of Indiana, the division shall provide a copy of the application to the county office of the person's county of residence. If the person is not a resident of Indiana, the division shall provide a copy of the application to the county office of the county where the onset of the medical condition that necessitated the care occurred. If the division cannot determine whether the person is a resident of Indiana or, if the person is a resident of Indiana, the person's county of residence, the division shall provide a copy of the application to the county office of the county where the onset of the medical condition that necessitated the care occurred.

(c) A county office that receives a request from the division shall cooperate with the division in determining whether a person is a resident of Indiana and, if the person is a resident of Indiana, the person's county of residence.

As added by P.L.120-2002, SEC.20. Amended by P.L.255-2003, SEC.25; P.L.145-2005, SEC.8.

IC 12-16-4.5-2

Application filing date

Sec. 2. A hospital, physician, or transportation provider must file the application with the division not more than forty-five (45) days after the person has been released or discharged from the hospital, unless the person is medically unable and the next of kin or legal representative is unavailable.

As added by P.L.120-2002, SEC.20. Amended by P.L.255-2003, SEC.26; P.L.145-2005, SEC.9.

IC 12-16-4.5-3

Rules

Sec. 3. Subject to this article, the division shall adopt rules under IC 4-22-2 prescribing the following:

- (1) The form of an application.
- (2) The establishment of procedures for applications.
- (3) The time for submitting and processing claims.

As added by P.L.120-2002, SEC.20. Amended by P.L.145-2005, SEC.10.

IC 12-16-4.5-4**Application forms; availability**

Sec. 4. The division and a county office shall make application forms available to a hospital upon request.

As added by P.L.120-2002, SEC.20.

IC 12-16-4.5-5**Assistance in preparing application**

Sec. 5. A hospital or an attending physician may assist the patient in the preparation of an application for assistance under the hospital care for the indigent program.

As added by P.L.120-2002, SEC.20.

IC 12-16-4.5-6**Civil or criminal liability arising from assistance in preparation of application; immunity**

Sec. 6. A person who in good faith provides assistance in the completion of an application under this chapter is immune from civil or criminal liability arising from the assistance.

As added by P.L.120-2002, SEC.20.

IC 12-16-4.5-7**Signing of application; requirements**

Sec. 7. (a) A patient must sign an application if the patient is medically able to sign.

(b) If a patient is medically unable to sign an application, the patient's next of kin or a legal representative, if available, may sign the application.

(c) If no person under subsections (a) and (b) is able to sign the application to file a timely application, a hospital representative may sign the application instead of the patient.

As added by P.L.120-2002, SEC.20.

IC 12-16-4.5-8**Filing application by patient or patient's representative**

Sec. 8. (a) A person or a person's representative may file an application directly with the division if the application is filed not more than forty-five (45) days after the person has been released or discharged from the hospital.

(b) Reimbursement for the costs incurred in providing care to an eligible person may only be made to the providers of the care.

As added by P.L.120-2002, SEC.20. Amended by P.L.255-2003, SEC.27; P.L.145-2005, SEC.11.

IC 12-16-4.5-8.5**Hospital claim filing deadline**

Sec. 8.5. A claim for hospital items or services, physician services, or transportation services must be filed with the division not more than one hundred eighty (180) days after the person who received the care has been released or discharged from the hospital.

For good cause as determined by the division, this one hundred eighty (180) day limit may be extended or waived for a claim.

As added by P.L.145-2005, SEC.12.

Repealed

(Repealed by P.L.255-2003, SEC.55.)